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Date:	September 23, 2008	Total Pages: 4 including cover sheet
To:	U.S. Patent and Trademark Office	
Attn.:		
Fax No.:	(571) 273-8300	
From:	Thomas E. Kocovsky, Jr.	
Re:	US 10/512,026 (LYBZ 2 00086)	

COMMENTS:

4 pp: 1 pp Fax Cover Sheet
 3 pp Request for Refund (& Attachment)

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In re application of)	Examiner: P. BERTHEAUD
C. BEYER, et al.)	
Serial No.: 10/512,026)	Art Unit: 3746
Filed: October 19, 2004)	Confirmation: 2265
For: VACUUM PUMP)	
Date of Last Office Action:)	
April 1, 2008)	
Attorney Docket No.:)	Cleveland, OH 44114
LYBZ 2 00086)	September 23, 2008

REQUEST FOR REFUND

Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

On May 1, 2008, the applicants submitted an Amendment B & Election (via facsimile) which included 15 total claims, including 3 independent claims (claims 1, 8, and 11). Because the highest number of independent claims *previously paid for* was 3 independent claims, no additional independent claim fee is due.

On May 13, 2008, the Patent Office erroneously charged \$210.00 to Deposit Account No. 06-0308 (see Attachment) for additional claims fee due, when, in fact, the claims fee had been fully calculated, submitted, and previously paid.

Certificate of Faxing

I certify that this REQUEST FOR REFUND in connection with Ser. No. 10/512,026 is being
☒ transmitted to facsimile number (571) 273-8300 under 37 C.F.R. § 1.8 on the date indicated below.

Date
September 23, 2008

Signature <i>Hilary M McNulty</i>
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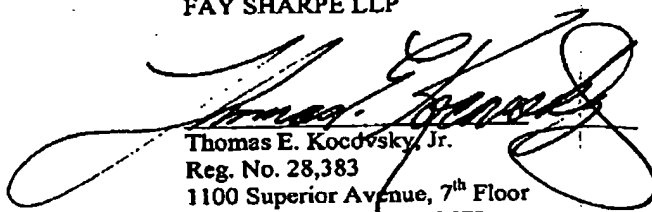
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A complete and immediate refund by crediting the erroneously charged \$210.00 to Deposit Account No. 06-0308 is requested.

Respectfully submitted,

FAY SHARPE LLP



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Deposit Account Statement

Page 1 of 1



**United States
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Deposit Account Statement

Requested Statement Month: May 2008
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